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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/365,066	07/30/1999	JOSEPH FRUTUOSO	5053-23300	1321

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ERIC A STEPHENSON  
CONLEY ROSE & TAYON PC  
P O BOX 398  
AUSTIN, TX 787670398

EXAMINER

NGUYEN, NGA B

ART UNIT	PAPER NUMBER
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3628

DATE MAILED: 07/27/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

**Office Action Summary**

Application No.

09/365,066

Applicant(s)

FRUTUOSO ET AL.

Examiner

Nga B. Nguyen

Art Unit

3628

NW

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
  - If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
  - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
  - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 26 April 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-4,6-8,10,12-15,17-22,24,26,27,29-34,36,38-62 and 71 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-4,6-8,10,12-15,17-22,24,26,27,29-34,36,38-62 and 71 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)  
Paper No(s)/Mail Date 6/18/04.
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date. \_\_\_\_\_.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: \_\_\_\_\_.

### DETAILED ACTION

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114.

Applicant's submission filed on April 26, 2004 has been entered.

2. Claims 1-4, 6-8, 10, 12-15, 17-22, 24, 26, 27, 29-34, 36, 38-62, and 71 are pending in this application.

### ***Claim Rejections - 35 USC § 103***

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 1, 2, 6-8, 12, 13, 17, 52-57, and 71 are rejected under 35 U.S.C. 103(a) as being unpatentable over Borghesi et al (hereinafter Borghesi), U.S. Patent No. 5,950,169, in view of Richards, U.S. Patent No. 6,408,303.

Regarding claim 1, Borghesi discloses a method for processing receiving trading partner transactions comprising:

receiving at least one incoming transaction from at least one sending trading partner (column 16, lines 4-10; the home office sends a claim assignment to the body shop via the mailbox);

Art Unit: 3628

automatically reading additional information from an administration system in data communication with a computer system, wherein the additional information is read in response to receiving at least one incoming transaction from the at least one sending trading partner, and wherein the additional information is identified by at least one business rule (column 12, lines 14-58; when a user is creating a workfile for a specific claim, the user enters vehicle identification into the workfile, the system automatically selects a database 222 from which to access parts lists and values for the particular vehicle, specially, when the user chooses to have the vehicle identification number (VIN) decoded in the database, the system automatically reads from the database the manufacturer make and model associated with the vehicle, the additional information is identified by identified by at least one business rule which is VIN is a key word to search for additional information of the vehicle);

generating at least one outgoing transaction in response to reading the additional information from the administration system, where at least one outgoing transaction comprises data from the incoming transaction and the additional information read from the administration system (column 12, line 59-column 13, line 60; generating a valuation request in response to reading the vehicle data from the database, the valuation request comprises data from claim assignment and additional data read from the database);

sending at least one outgoing transaction to at least one receiving trading partner (column 16, lines 46-49; sending the estimate to the appraiser/adjuster).

Borghesi does not teach translating at least one incoming transaction into a computer data format decipherable by a receiving trading partner transaction processing software. However, Richards teaches translating at least one incoming transaction into a computer data format decipherable by a receiving

Art Unit: 3628

trading partner transaction processing software (see abstract and column 1, lines 45-55). Most of trading partners' internal data processing systems do not use data and file standards that conform to the EDI standards or other standard communication formats. Thus, in order to receive and processing data that conform to various EDI standards, the incoming data need to be translated to a data format that is compatible with the trading partner's internal data processing system. Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to combine the feature above with Borghesi's for the purpose of time-consuming because the incoming data need not to be re-entered to another data format compatible with the trading partner's internal data processing system.

Regarding claim 2, Borghesi further discloses the at least one business rule comprises one or more keywords (column 12, lines 17-25; VIN is a key word to search for additional information of the vehicle).

Regarding claims 6-7, Borghesi further discloses the reading additional information from the administration system in response to the computer system receiving the incoming transaction from the at least one sending trading partner further comprises: extracting the additional information from the administration system according to search criteria wherein search criteria comprise one or more keywords (column 12, lines 17-25; VIN is a key word to search for additional information of the vehicle).

Regarding claim 8, Borghesi further discloses queuing the outgoing transaction in response to the computer system generating the outgoing transaction (column 13, line 60-column 14, line 8).

Regarding claim 12, Borghesi further discloses the incoming transaction is an insurance-related transaction (column 4, lines 20-22).

Regarding claim 13, Borghesi discloses a system comprising: a CPU; a database coupled to the CPU; an administration system coupled to the CPU; a memory coupled to the CPU, wherein the memory stores one or more computer programs executable by the CPU (column 6, lines 5-32); wherein the computer programs are executable to perform method as described in claim 1 above. Moreover, Borghesi further discloses store a trading relationship between trading partners of a transaction, wherein the trading relationship is stored in the database, wherein at least one trading partner is a sending trading partner and at least one trading partner is a receiving trading partner (column 4, lines 25-46). Borghesi does not teach translating at least one incoming transaction into a computer data format decipherable by a receiving trading partner transaction processing software. However, Richards teaches translating at least one incoming transaction into a computer data format decipherable by a receiving trading partner transaction processing software (see abstract and column 1, lines 45-55). (See claim 1 for the same motivation).

Regarding claim 17, Borghesi further discloses the incoming transaction is an insurance-related transaction (column 4, lines 20-22).

Regarding claims 52-56, Borghesi further discloses at least one business rule comprises: a receiving trading partner identifier, an administration system identifier, a transaction identifier, a transaction status, a sending trading partner identifier (column 9, lines 18-32).

Regarding claim 57, Borghesi further discloses the business rule is entered into a database (column 12, lines 14-22).

Regarding to claim 71, Borghesi and Richard do not disclose the computer data format is National Securities Clearing Corporation (NSCC) standard format. However, NSCC standard format is a well known format.

Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to include NSCC standard format in Borghesi's modified by Richard's for the purpose of time-consuming because the incoming data automatically translate to NSCC standard format compatible with the trading partner's internal data processing system, the user need not to re-enter the data into the computer system.

5. Claims 3, 4, 14, 15, 18-22, 24, 26, 27, 32-34, 38-51, and 58-62 are rejected under 35 U.S.C. 103(a) as being unpatentable over Borghesi et al, U.S. Patent No. 5,950,169, in view of Richards, U.S. Patent No. 6,408,303, and further in view of Hoover et al (hereinafter Hoover), U.S. Patent No. 5,724,575.

Regarding claims 3, 4, 14, 15, Borghesi does not disclose the at least one business rule comprises one or more logical operators and a string of at least one keyword and at least one operator, and wherein the business rule is entered into the computer system by a user via a user interface. However, Hoover teaches the features above (see figures 7-19 and columns 24-40). Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to include the feature above with Borghesi's modified by Richard's for the purpose of time consuming because it eliminates the need for the user to re-enter the data into the computer system.

Regarding to claim 18, Borghesi discloses a carrier medium, which stores program instruction, wherein the program instructions are executable by a computer system to implement the method as described in claim 1 above. Borghesi does not teach translating at least one incoming transaction into a computer data format decipherable by a receiving trading partner transaction processing software. However, Richards teaches translating at least one incoming transaction into a computer data format decipherable by a receiving

trading partner transaction processing software (see abstract and column 1, lines 45-55). (See claim 1 for the same motivation). Moreover, Borghesi does not teach generating the map comprises: selecting one or more source fields, wherein each source field corresponds to the source for the additional information; selecting a destination field, wherein each destination field corresponds to the outgoing transaction, wherein the administration system form which additional information is read is specified by a map, wherein the map comprises a relationship between the outgoing transaction and a source for the additional information and the map is specified by a user through a user interface. However, Hoover discloses the features above (see figures 7-19 and columns 24-40). Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to include the feature above with Borghesi's modified by Richard's for the purpose of time consuming because it eliminates the need for the user to re-enter the data into the computer system.

Claims 19-22, 24, 32-34, 38 have similar limitations found in claims 2-4, 6, 2, 8, 12, as discussed above, therefore, are rejected by the same rationale.

Regarding claims 26-27, Hoover further discloses the value of the destination field is a sum of respective values of the one or more selected source fields, a value of the destination field as a function of the one or more source fields (column 31, line 40-column 33, line 33). Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to include the feature above with Borghesi's modified by Richard's for the purpose of time consuming because it eliminates the need for the user to re-enter the data into the computer system.

Regarding claims 39-44, Borghesi further the outgoing transaction is an insurance-related transaction, an annuity asset pricing transaction, a positions



Art Unit: 3628

and valuation focused refresh transaction, an insurance pricing transaction, a commission settlement transaction (column 4, lines 25-30, column 13, lines 45-53, column 10, lines 25-28, and column 16, lines 12-15).

Regarding claim 45, Borghesi further discloses the sending trading partner is the receiving trading partner (column 16, lines 4-22).

Regarding claim 46, Borghesi further discloses the carrier medium is a memory medium (column 6, lines 5-14).

Claims 47-51, 58-62 have similar limitations found in claims 18, 26, 27, 22, 24, 38, 52-56, discussed above, therefore are rejected by the same rationale.

6. Claim 10 is rejected under 35 U.S.C. 103(a) as being unpatentable over Borghesi et al, U.S. Patent No. 5,950,169, in view of Richards, U.S. Patent No. 6,408,303, and further in view of DiRienzo, U.S. Patent No. 6,003,007.

Regarding claim 10, DiRienzo discloses the computer system sending the outgoing transaction to the at least one receiving trading partner through an industry clearinghouse system (see figure 6A, the provider send the outgoing transaction to the clearinghouse system). Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to combine the feature above with Borghesi's for the purpose of providing the clearinghouse system as an intermediate between trading partners, servers as an electronic routing system for the claims and checks to determine if the information is complete.

7. Claims 29-31 are rejected under 35 U.S.C. 103(a) as being unpatentable over Borghesi et al, U.S. Patent No. 5,950,169, in view of Richards, U.S. Patent No. 6,408,303, in view of Hoover et al (hereinafter Hoover), U.S. Patent No. 5,724,575, and further in view of Wamsley et al (hereinafter Wamsley), U.S. Patent No. 5,956,687.

Regarding claims 29-31, Borghesi, DiRienzo, and Richards do not teach the computer system implements storing a schedule in memory, wherein the schedule relates to the incoming transaction, and wherein the schedule comprises: a predetermined time for receiving the incoming transaction from the at least one sending trading partner, a predetermined time for reading the additional information from the administration system, a predetermined time for sending the outgoing transaction to the at least one receiving trading partner. Wamsley teaches such feature above (see column 32, line 49-column 33, line 20). Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to include the feature above with Borghesi's for the purpose of providing more convenient for the user to receiving an incoming transaction at a specified date and time.

8. Claim 36 is rejected under 35 U.S.C. 103(a) as being unpatentable over Borghesi et al, U.S. Patent No. 5,950,169, in view of Richards, U.S. Patent No. 6,408,303, in view of Hoover et al (hereinafter Hoover), U.S. Patent No. 5,724,575, and further in view of DiRienzo, U.S. Patent No. 6,003,007.

Regarding claim 36, DiRienzo discloses the computer system sending the outgoing transaction to the at least one receiving trading partner through an industry clearinghouse system (see figure 6A, the provider send the outgoing transaction to the clearinghouse system). Therefore, it would have been obvious to one with ordinary skill in the art at the time the invention was made to combine the feature above with Borghesi's for the purpose of providing the clearinghouse system as an intermediate between trading partners, servers as an electronic routing system for the claims and checks to determine if the information is complete.

Art Unit: 3628

**Conclusion**

9. Claims 1-4, 6-8, 10, 12-15, 17-22, 24, 26, 27, 29-34, 36, 38-62, and 71 are rejected.

10. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Nga B. Nguyen, whose telephone number is (703) 306-2901. The examiner can normally be reached on Monday-Thursday from 8:30 AM-6:00 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hyung S. Sough, can be reached on (703) 308-0505.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 308-1113.

11. **Any response to this action should be mail to:**

Commissioner of Patents and Trademarks  
c/o Technology Center 3600  
Washington, D.C. 20231

**or faxed to:**

(703) 872-9326, (for formal communications intended for entry)

**or:**

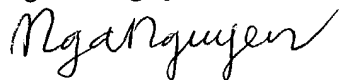
(703) 308-3961 (for informal or draft communications,  
please label "PROPOSED" or "DRAFT")

Hand-delivered responses should be brought to Crystal Park 5, 2451

Crystal Drive, Arlington, VA, Seventh Floor (Receptionist).

Art Unit: 3628

Nga B. Nguyen

A handwritten signature in cursive script, appearing to read "Nga B. Nguyen".

July 20, 2004